



Docket No.: 042390.P11559

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

LI, Jian

Application No.: 09/896,656

Filed: June 29, 2001

For: DISCRETE POLYMER MEMORY
ARRAY AND METHOD OF
MAKING SAME

Examiner: NGUYEN, DAO

Art Group: 2818

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED
UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

MAIL STOP Office of Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of the abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus an extension of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

(1) Petition fee;

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- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee – required for all utility and plant applications filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

1. Petition fee

Small entity-fee \$ _____ (37 CFR 1.17(m)). Applicant claims small entity status.

See 37 CFR 1.27.

☒ Other than small entity-fee \$1,330.00 (37CFR 1.17(m))

2. Reply and/or fee

A. The reply and/or fee to the above noted Office Action in
the form of NOTICE REGARDING DRAWINGS (type of reply);
has been filed previously on _____.

☒ is enclosed herewith.

B. The issue fee of \$ _____.
has been paid previously on _____.
is enclosed herewith.

3. Terminal disclaimer with disclaimer fee

☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal
disclaimer is required.

A terminal disclaimer (and disclaimer fee (37 CFR 1.20 (d)) of \$ _____ for a small
entity or \$ _____ for other than a small entity) disclaiming the required period of
time is enclosed herewith (see PTO/SB/63).

4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137 (b) was unintentional. [NOTE. The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137 (b) was unintentional (MPEP 711.03 (c), subsections (III)(C) and (D))].

Please charge any shortages and credit any overcharges to our Deposit Account number 02-2666.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN, LLP

Date: September 24, 2004



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Enclosures: ☒ Fee Payments for 1) Petition to revive
☒ Response to Notice Regarding Drawings mailed June 21, 2004
Statement establishing Unintentional delay

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313 on:

9/24/04

Date of Deposit

Gayle Bekish

Name of Person Mailing Correspondence

Gayle

Signature

9/24/04

Date